



DAN MORALES
ATTORNEY GENERAL

Office of the Attorney General
State of Texas

August 30, 1991

Mr. Bernie Martinez
First Assistant for
Steven C. Hilbig
Criminal District Attorney
300 Dolorosa, Suite 4049
San Antonio, Texas 78205-3030

OR91-393

Dear Mr. Martinez:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 12819.

You have received a request for a list of petit jurors for the years 1991, 1992, and 1993. Your request for a determination concerns only the 1991 information, as lists for the latter two years have not been compiled. You claim that the requested information, as records of the judiciary, is excepted from public disclosure. We agree.

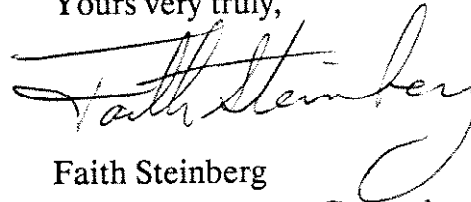
The selection of juries is performed by the judiciary. *See* Tex. Const. art. V, § 10; Gov't Code ch. 62. Lists of prospective jurors are maintained by the judiciary or its agents. *See generally* Open Records Decision No. 433 (1986). Section 2(1)(g) of the Open Records Act excludes the judiciary from the definition of "governmental body." Accordingly, you are not required to disclose this information under the Open Records Act.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with

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a published open records decision. If you have questions about this ruling, please refer to OR91-393.

Yours very truly,

A handwritten signature in cursive script, appearing to read "Faith Steinberg".

Faith Steinberg
Assistant Attorney General
Opinion Committee

FS/GCK/lb

Ref.: ID# 12190

cc: Mr. E.B. Barretto, P.C.
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